IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.28050 of 2008
ASHOK YADAV
Versus
THE STATE OF BIHAR
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3. 23.9.2008 Heard.

As per the prosecution story contained in the FIR, the petitioner is the assailant of the deceased Badri Yadav. As per paragraph 14 of the case diary, the allegation of assault is shifted from petitioner Ashok Yadav to Kapil Yadav. However, witnesses in paragraphs 11 and 12 have assigned the same role to the present petitioner as has been assigned to him in FIR and considering that, the petition is dismissed.

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DKS/ **(Dharnidhar Jha, J)**